



Docket No. GYN-0045

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jorg Priewe

Serial No. : 09/589,242

Art Unit: 3731

Filed : June 7, 2000

Examiner: Roberts, Paul A.

For : METHOD AND APPARATUS FOR ADJUSTING FLEXIBLE AREAL  
POLYMER

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March 1, 2004

(Date of Deposit)

Matthew S. Goodwin

(Name of applicant, assignee, or Registered Representative)

(Signature)

March 1, 2004

(Date of Signature)

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teaching purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

- ☐ Statement in Accordance with §1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with \$1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in \$1.17(p).

☐ In accordance with \$1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under \$1.113 or a Notice of Allowance under \$1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with \$1.97(e) as set forth below and the fee of \$180.00 as set forth in \$1.17(p).

☒ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☐ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not

enclosed because his U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

☐ There are no listed references which are not in the English language.


☒ The relevance of those listed references which are not in the English language is as follows: DE4334419 and SE 503271.

☐ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/GYN0045/MJS. This form is submitted in triplicate.

Respectfully submitted,

  
Matthew S. Goodwin  
Reg. No. 32,839  
Attorney for Applicants

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New Brunswick, NJ 08933-7003  
(732) 524-3849  
DATED: March 1, 2004



PTO/SB/08A (08-00)

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 6

Application Number	09/589,242
Filing Date	June 7, 2000
First Named Inventor	Jorg Priewe
Group Art Unit	3731
Examiner Name	Roberts, Paul A.
Attorney Docket Number	GYN-0045

**U.S. PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code <sup>2</sup> (if known)			
		3182662		Shirodkar	05/11/1965	
		3212502		Myers	10/19/1965	
		3311110		Singeman	03/28/1967	
		3372895		Be'veau, et al.	03/12/1968	
		3472232		Earl	10/14/1968	
		3608095		Barry	09/28/1971	
		3763860		Clarke	10/09/1973	
		3858783		Kaplanov, et al.	01/07/1975	
		3924833		Cook, et al.	12/09/1975	
		4037603		Wendorff	07/28/1977	
		4128100		Wendorff	12/05/1978	

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TECHNOLOGY CENTER R3708**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	r <sup>2</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup>				
		AU	B278089		Ethicon, Inc.	06/03/1967		X
		AU	B441561		Ethicon, Inc.	01/06/1973		X
		DE	4334419		Hacklander	04/13/1995		
		EP	0589976		American Cyanamid Co.	06/01/1994		X
		EP	0941712		Gä-Vernet Via	09/15/1999		X
		EP	1025811		DeMarais, et al.	08/09/2000		X
		SE	503271		Ulmsten, et al.	04/29/1996		

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet 2 of 6

Application Number	09/589,242
Filing Date	June 7, 2000
First Named Inventor	Jorg Priewe
Group Art Unit	3731
Examiner Name	Roberts, Paul A.
Attorney Docket Number	GYN-0045

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		Number	Kind Code <sup>2</sup> (if known)			
		4235238		Ogli, et al.	11/25/1980	
		4392495		Bayers	07/12/1983	
		4441497		Paudler	04/10/1984	
		4509516		Richmond	04/09/1985	
		4549545		Levy	10/29/1985	
		4948467		Ohl, et al.	08/07/1990	
		5013292		Lemay	06/07/1991	
		5032508		Naughton, et al.	07/16/1991	
		5080667		Chan, et al.	01/14/1992	
		5180385		Sontag	01/19/1993	
		5250033		Evans, et al.	10/05/1993	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>4</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup>				
		WO	9003768		Petros	04/19/1990		X
		WO	9606567		Mediscand Medical	03/07/1996		X
		WO	9831301		Lenadors	07/23/1998		X

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet 3 of 6

Application Number	09/589,242
Filing Date	June 7, 2000
First Named Inventor	Jorg Priewe
Group Art Unit	3731
Examiner Name	Roberts, Paul A.
Attorney Docket Number	GYN-0045

**U.S. PATENT DOCUMENTS**

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		Number	Kind Code <sup>2</sup> (if known)			
		5281237		Gimpelson	01/25/1994	
		5337738		Reddy	08/18/1994	
		5362284		Seitzinger	11/08/1994	
		5368595		Lewis	11/29/1994	
		5368758		Vogel, et al.	11/29/1994	
		5382257		Lewis, et al.	01/17/1995	
		5383904		Totakura, et al.	01/24/1995	
		5403328		Shafman	04/04/1995	
		5450860		O'Connor	09/19/1995	
		5582188		Benderew	12/10/1996	
		5628756		Barker, Jr., et al.	05/13/1997	
		5645568		Chervitz, et al.	07/08/1997	

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TECHNOLOGY CENTER R3100**FOREIGN PATENT DOCUMENTS**

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		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup>				

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 4 of 6

Application Number	09/589,242
Filing Date	June 7, 2000
First Named Inventor	Jorg Priebe
Group Art Unit	3731
Examiner Name	Roberts, Paul A.
Attorney Docket Number	GYN-0045

### U.S. PATENT DOCUMENTS

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		Number	Kind Code <sup>2</sup> (if known)			
		6741289		Rudi	04/21/1998	
		5836315		Benderow, et al.	11/17/1998	
		5855549		Newman	01/05/1999	
		5934283		Wilson, et al.	10/10/1999	
		5935122		Fourkas, et al.	09/10/1999	
		5945122		Abra, et al.	08/31/1999	
		5967554		Thompson	11/27/1999	
		6030393		Corlew	02/29/2000	
		6110101		Thon, et al.	08/29/2000	
		6117067		Gil-Vernet	09/12/2000	
		6491703		Ulmston	10/10/2002	

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		Office <sup>4</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup>				

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 5 of 6

Application Number	09/589,242
Filing Date	June 7, 2000
First Named Inventor	Jorg Priewe
Group Art Unit	3731
Examiner Name	Roberts, Paul A.
Attorney Docket Number	GYN-0045

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		Number	Kind Code <sup>2</sup> (if known)			
		6605097		Lehe, et al.	08/12/2003	
		2001/0049467	A1	Lehe, et al.	12/06/2001	
		2002/0077526	A1	Kammerer, et al.	06/20/2002	
		2002/0091373	A1	Berger	07/11/2002	
		2002/0188169	A1	Kammerer, Et al.	12/12/2002	
		2003/0023138	A1	Luscombe	01/30/2003	
		2003/0149440	A1	Kammerer, et al.	06/07/2003	
		2003/0176762	A1	Kammerer	09/16/2003	

### FOREIGN PATENT DOCUMENTS

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		Office <sup>4</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup>				

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